CITY HALL COUNCIL CHAMBERS
SANTA MARIA, CALIFORNIA
REGULAR MEETING

OCTOBER 3, 2006

CALL TO ORDER:
Mayor Lavagnino called the Regular Meeting of the City Council to order at 6:30 p.m.

INVOCATION:
Pastor Dennis Russell of the Church of Christ gave the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG:
Councilmember Trujillo led the pledge of allegiance.

ROLL CALL:
MEMBERS PRESENT
Councilmembers Mariscal, Patino, Trujillo, and Mayor Lavagnino

MEMBERS ABSENT
Councilmember Orach

STAFF MEMBERS PRESENT
City Manager Ness, City Attorney Trujillo, Assistant City Manager Haydon, Police Chief Macagni, Planning Division Manager Woods, Assistant Fire Chief Moreno, Director of Utilities Sweet, Director of Recreation and Parks Posada, Principal Engineer Nybo, Fire Battalion Chief Owen, and Chief Deputy City Clerk Perez.

GEORGE S. HOBBS
Mayor Lavagnino read a press release in memory of former Councilmember and Mayor George S. Hobbs who passed away on Sunday, October 1, 2006, recognizing him for 34 years of service to the City as a Councilmember with 22 of those years as Mayor. He also read a letter of condolence which was sent to each of Mayor Hobbs' four children.

Councilmembers expressed condolences to Mayor Hobbs' family and honored him for his 34 years of service to the City of Santa Maria.

Former Councilmember and Supervisor Tom Urbanske also honored Mayor Hobbs as a perfect local politician and related humorous anecdotes from his years on the City Council with Mayor Hobbs.

RESOLUTION FOR MILITARY APPRECIATION NIGHT
Mayor Lavagnino read a resolution designating the evening of Saturday, October 14, 2006, as "Military Appreciation Night" when Vandenberg Air Force Base personnel will be honored at a special half-time event at the football game between Allan Hancock Community College Bulldogs and the Santa Monica City College Corsairs.

Resolution No. 2006-168 was adopted on motion by Councilmember Mariscal, seconded by Councilmember Patino, and carried on the following vote:

AYES:	Councilmembers Mariscal, Patino, Trujillo, and Mayor Lavagnino
NOES:	None
ABSENT:	Councilmember Orach
ABSTAIN:	None

Resolution No. 2006-168 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, RECOGNIZING THE MEN AND WOMEN WHO NOW SERVE OR HAVE SERVED IN OUR ARMED FORCES.

Mayor Lavagnino presented the resolution to Dr. Roger Welt, Interim Vice President of Student Services at Allan Hancock Community College, and Bob Hatch, Santa Maria Valley Chamber of Commerce.

PROCLAMATION – PEACE WEEK
Councilmember Patino read a proclamation declaring the week of October 16 – 22, 2006, as "Peace Week" in the City of Santa Maria and encouraging members of the public to participate in the Peace Week events and to help make the community more peaceful. The proclamation was accepted by Joyce Chrisman, Peace Week Committee Member.

PROCLAMATION – FIRE PREVENTION WEEK
Councilmember Trujillo read a proclamation declaring the week of October 8 – 14, 2006, as "Fire Prevention Week" in the City of Santa Maria, and encouraging the residents of Santa Maria to heed the important safety messages of Fire Prevention Week 2006, and support the public safety activities and efforts of the Santa Maria Fire Department and other emergency responders. The proclamation was accepted by Fire Battalion Chief Jack Owen.

PUBLIC COMMENT
Bob Ziener thanked the City Council for their immediate response when his wife passed away recently. He also expressed condolences to Mayor Hobbs' family.

CONSENT CALENDAR
Councilmember Mariscal asked Mayor Lavagnino to explain the purpose of the Consent Calendar.

Mayor Lavagnino explained that the Consent Calendar was for routine items such as the Minutes of the previous meeting, second reading of ordinances, and other routine items that could be approved with one motion and vote and where discussion of the item was not necessary. Putting routine items on the Consent Calendar allowed the Council to spend more time on public hearing items and other items that did require discussion and public input. He said he has allowed members of the audience to pull items from the Consent Calendar for full discussion.

Councilmember Mariscal stated he had heard from members of the public that it is important to have a statement in the agenda reports regarding the impact to the community of a particular agenda item. He indicated that he could not recall an agenda item since he had been on the Council that did not contain a statement regarding impact to the community.

City Manager Ness explained that each agenda report followed a set format so the City Council and members of the public could easily find the information they needed. Each agenda report since 1995 has contained a section addressing the impact to the community of the particular action to be taken.

Councilmember Mariscal asked how the public could obtain information on the City Council agenda items.

City Manager Ness replied there were copies of the agenda items in the City Clerk's office, the City Manager's Office, the Library, and on line at the City's web site. He said now the City was posting the full agenda packet with all the staff reports on the City's web site so members of the public could access any agenda item.

Councilmember Trujillo stated the City Council received their agenda packet five days prior to the meeting so they have adequate opportunity to get their questions answered and be prepared before the meeting.

Mayor Lavagnino also stated that his telephone number was in the telephone directory and all Councilmembers could be reached by email or telephone through the City. He invited anyone who had a problem to contact him or any member of the City Council.

Councilmember Mariscal asked when agenda items were available to the public.

City Manager Ness explained that the agenda packet was delivered to the City Council late on the Thursday afternoon prior to the meeting, usually after 5:00 p.m. The agenda packet was available to the public on Friday morning.

Consent Calendar Items A through L were approved on motion by Councilmember Trujillo, seconded by Councilmember Mariscal and carried on the following vote:

AYES: Councilmembers Mariscal, Patino, Trujillo, and Mayor Lavagnino
NOES: None
ABSENT: Councilmember Orach
ABSTAIN: None

A. ORDINANCES
The reading in full of all ordinances and resolutions was waived. Ordinances on the Consent Calendar are adopted by the same vote cast at the first reading unless City Council indicates otherwise.

B. MINUTES
The Minutes of the Regular City Council Meeting of September 19, 2006, were approved as submitted.

C. RELEASE OF BONDS
Council accepted as complete certain public improvements and authorized the release of a Faithful Performance Bond posted in conjunction with Brian Court, Tract 5839, in the reduced amount of $22,275 for the construction and installation of boundary walls with the order that the Contractor, Labor and Material Bond be held until April 2007.

D. ORDINANCE NO. 2006-13
Second reading of Ordinance No. 2006-13 was conducted by title only and the ordinance was adopted making minor numerical changes to Ordinance No. 2005-04 to be consistent with the numbering system of the City's Municipal Code.

Ordinance No. 2006-13 adopted. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA AMENDING CERTAIN SECTIONS OF TITLE 12 OF THE SANTA MARIA MUNICIPAL CODE TO CORRECT NUMBERING.

E. ALL-AMERICA CITY COMMITTEE
Council authorized the extension of the application deadline to fill a vacancy on the All-America City Committee to October 6, 2006.

F. WARRANTS
Warrant Nos. 129915 to 130240 in the amount of $3,824,390.31 were ordered ratified subject to having been certified as being in conformity with the budget and having been approved for payment by the Director of Administrative Services. Warrant Nos. 129516, 129861, and 129877 were canceled.

G. PAYROLL
Payment of payroll was ordered ratified subject to having been certified by the proper Department Heads, as shown on records on file in the Department of Administrative Services and having been approved for payment by the Director of Administrative Services.

H. ORDINANCE NO. 2006-12
Second reading of Ordinance No. 2006-12 was conducted by title only and the ordinance was adopted, prezoning 10.45 acres to RA-5 (Residential Agriculture-minimum 5 acres per dwelling unit), 7.00 acres to PD/M-2 (Planned Development/ General Manufacturing), 2.13 acres to PD/CM/AG (Planned Development/Commercial Manufacturing/Agricultural Overlay), 240.68 acres to PF (Public Facilities) relative to the annexation of the 2006 Wastewater Treatment Plant Expansion, Foote Property, and Diani Homesite projects.

Ordinance No. 2006-12 adopted. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, PREZONING 260.26 ACRES OF PROPERTY LOCATED ON THE EAST SIDE OF BLACK ROAD FROM THE 700 BLOCK TO THE SMVRR (1500 BLOCK) AND ON THE NORTH AND SOUTH SIDE OF WEST STOWELL ROAD FROM 1689 WEST STOWELL ROAD TO BLACK ROAD.

I. ORDINANCE NO. 2006-14

Second reading of Ordinance No. 2006-14 was conducted by title only and the ordinance was adopted, approving a Development Agreement with Inland Pacific Builders to establish development obligations for the construction and ultimate build out of East Main Street from Suey Road to Panther Drive for the La Ventana Subdivision.

Ordinance No. 2006-14 adopted. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING A DEVELOPMENT AGREEMENT FOR LA VENTANA, LOCATED NORTH OF EAST MAIN STREET AND WEST OF PANTHER DRIVE.

J. TRANSIT TRANSFER CENTER PROJECT

The Public Hearing relative to the adoption of a proposed Resolution of Necessity for the acquisition of property located at the intersection of South Miller and East Boone Streets for the Transit Transfer Center Project was cancelled and no testimony was accepted.

K. FEDERAL TRANSIT ADMINISTRATION

Resolution No. 2006-169 was adopted approving the City's Operating and Capital Subsidy application for Federal Transit Administration (FTA) Section 5307 funds in the Santa Maria Urbanized Area.

Resolution No. 2006-169 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING FEDERAL TRANSIT ADMINISTRATION SECTION 5307 APPLICATION FY 2006-07 TO 2009-10 FOR SANTA MARIA URBANIZED AREA.

L. LOS FLORES RANCH

Resolution No. 2006-170 was adopted approving an agricultural and grazing lease with Tom Thompson Farming and Ranching for Los Flores Ranch.

Resolution No. 2006-170 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA AUTHORIZING APPROVAL OF AN AGRICULTURAL AND GRAZING LEASE BETWEEN THE CITY OF SANTA MARIA AND TOM THOMPSON FARMING AND RANCHING.

OFFICE OF TRAFFIC SAFETY GRANT

Police Chief Macagni gave the staff report. In February 2006, the Police Department submitted a competitive grant for $334,005 to implement a Comprehensive Traffic Safety Program. Funding under this grant includes salary and benefits for one additional Traffic Officer, one fully equipped police motorcycle, traffic enforcement activities, a radar/message trailer, and various pieces of traffic related equipment. The main goals of the program will be to implement Driving Under the Influence (D.U.I.) checkpoints and D.U.I. roving patrols. In 2004, the Office of Traffic Safety (OTS) ranked the City of Santa Maria 20th out of 97 cities in alcohol-involved fatal and injury collisions. According to these 2004 OTS rankings, the City ranked 2nd out of 97 cities for all alcohol-involved collisions within its population category. It was also noted that the City ranked 6th out of 97 cities for alcohol-involved collisions involving the ages 21-34. The Police Department is ending a two-year OTS Grant that was awarded in 2004. This grant paid for 1,225 hours of overtime for specialized enforcement in the area of D.U.I. enforcement, traffic safety, and safety education. The new OTS grant will allow the Police Department to continue to supplement its enforcement efforts in critical traffic areas in the City.

Mayor Lavagnino asked what the capacity of the new impound yard would be.

Chief Macagni replied it would be about 500 vehicles; however, they planned to rotate vehicles out of the impound yard quickly.

Councilmember Mariscal asked if there was any correlation between DUI arrests and unlicensed drivers, especially drivers who had never been licensed.

Chief Macagni stated he did not have that information readily available.

Mayor Lavagnino asked about the red light camera enforcement program and said he understood there had to be some type of warning that the intersection had red light cameras.

Chief Macagni explained that each intersection with red light cameras would be posted as well as all four entrances into the City.

Mayor Lavagnino asked if it was possible to post signs at intersections that did not have red light cameras to act as a deterrent.

Chief Macagni replied that signs could be posted at every intersection if that was the Council's desire. He explained that during the first 30 days after the cameras were installed, violators would be issued warnings only. There would also be an extensive public education campaign during that period.

Councilmember Mariscal stated the number of traffic citations and arrests were not because of lack of enforcement. The Police Department was working very hard. It was because people just didn't care or didn't pay attention when driving. He urged the public to be more careful on the roads.

Resolution No. 2006-171 was adopted on motion by Councilmember Mariscal, seconded by Councilmember Patino, and carried on the following vote:

AYES: Councilmembers Mariscal, Patino, Trujillo, and Mayor Lavagnino
NOES: None
ABSENT: Councilmember Orach
ABSTAIN: None

Resolution No. 2006-171 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROPRIATING FUNDING UNDER THE CALIFORNIA OFFICE OF TRAFFIC SAFETY GRANT PROGRAM #AL0744.

AFTER SCHOOL PROGRAMS

Director of Recreation and Parks Posada gave the staff report. Four years ago, the voters of California approved Proposition 49 for the purpose of providing ongoing funding for quality after school programs for the youth of the State. The terms and conditions of Proposition 49 were to become active once the State budget had reached a point of surplus for two consecutive years. The State's 2006-07 budget represented the second year that the State had income exceeding its expenses and thus triggered funding for the Proposition. The Proposition is intended to serve as many local programs as can be developed to a maximum funding of $112,000 per site annually. With Council approval, staff will initiate the process in cooperation with local school districts and youth service organizations to seek funding from the State under the Proposition and other sources to create a partnership in order to organize a meaningful after school program, addressing the goals of the Proposition. Funds will be available immediately. The Resolution gives staff the ability to work with the school districts and move forward with putting an after school program in place right away.

Councilmember Patino indicated this was another example of the collaborative effort between the City and the school districts in the area to provide additional service to the community. Children need a safe, clean place to go after school.

Resolution No. 2006-172 was adopted on motion by Councilmember Patino, seconded by Councilmember Mariscal, and carried on the following vote:

AYES: Councilmembers Mariscal, Patino, Trujillo, and Mayor Lavagnino
NOES: None
ABSENT: Councilmember Orach
ABSTAIN: None

Resolution No. 2006-172 adopted. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MARIA, CALIFORNIA, APPROVING THE RECOMMENDATION OF THE RECREATION AND PARKS COMMISSION ESTABLISHING A COLLABORATIVE EFFORT WITH THE SANTA MARIA-BONITA, ORCUTT, AND SANTA MARIA JOINT UNION HIGH SCHOOL DISTRICTS, TO PROVIDE AFTER SCHOOL CARE PROGRAMS.

REPORT BY CITY MANAGER

City Manager Ness reported on items for the next regular City Council meeting on October 17, 2006, including a public hearing regarding a proposal for the red light camera enforcement program and a presentation of the Helen Putnam Award which the City received from the League of California Cities in 2005.

City Manager Ness introduced Michelle Ladue, Management Analyst, and newest addition to the City Manager's staff. Michelle has worked for the City for over a year as an Intern. She recently graduated with a Bachelor's Degree from Cal Poly State University.

ORAL REPORTS OF COUNCILMEMBERS

Councilmember Trujillo reported on his attendance at the Fighting Back Santa Maria Valley "Free for the Weekend" event on Saturday evening at Saturn. He commended Councilmember Patino for her work with Fighting Back Santa Maria Valley.

Councilmember Patino also reported on the Fighting Back Santa Maria Valley "Free for the Weekend" event on Saturday evening at Saturn. This event was for junior high school children. The kids pledged to be alcohol and drug free for the weekend.

Councilmember Patino reported on the activities planned for Peace Week including the opening ceremony and breakfast on Monday, October 16th, a tree planting ceremony on Tuesday, October 17th at the Santa Maria Cemetery, a Ecumenical Reflective Peace Service at St. Louis de Montfort Catholic Church on Thursday, a Cultural Diversity Fiesta on Saturday at the Boys and Girls Club, and a candle light walk and vigil on South Broadway on Sunday.

Councilmember Mariscal announced that the new Kohl's Department Store would be opening on Thursday and wished them success. He also reported on the Tastes of Mexico fundraiser on Friday, September 22nd, to benefit PLAY.

Councilmember Mariscal reported on the City Employee Picnic held on Saturday, September 23rd at the Abel Maldonado Community Youth Center. On Sunday, there was a fundraiser for the Discovery Museum as well as the Pioneer Community barbeque at Pioneer Park.

Councilmember Mariscal encouraged the public to attend Council meetings and challenged them to get involved in the community and City government.

Mayor Lavagnino reported on the Annual City Employee Picnic with over 500 people in attendance. He commended Patti Rodriguez for her work in organizing the picnic. On Sunday at Pioneer Park, the Pioneers buried a time capsule.
On motion by Councilmember Patino, seconded by Mariscal, and carried unanimously, the Regular City Council meeting was adjourned in memory of former Councilmember and Mayor George S. Hobbs.

CLOSED SESSION

Council recessed to Closed Session at 7:51 p.m. for Conference with Labor Negotiator pursuant to Section 54957.6. of the Government Code; Agency representative: Assistant City Manager; Employee organization: Service Employees International Union (SEIU); and a Conference with Real Property Negotiators pursuant to Section 54956.8 of the Government Code; Property location - corner of Miller & Boone, a portion of APN 125-150-02, Agency Negotiator – Director of Utilities, Negotiating Parties – City of Santa Maria and LaBrea Ice Company, Under negotiation – Instruction to negotiator will concern price.

After the Closed Session, the following was announced:

Conference with Real Property Negotiators – LaBrea Ice Company: Direction to staff.

Conference with Labor Negotiator - SEIU: Direction to staff.

ADJOURNMENT

There being no further business to come before the City Council at this time, the meeting was declared adjourned at 8:34 p.m. by order of Mayor Lavagnino.

APPROVED

10-17-06
Date

ATTEST

Chief Deputy City Clerk

Chief Deputy City Clerk of the City of Santa Maria and ex officio Clerk of the City Council

Mayor of the City of Santa Maria